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In the other window you will see a display of Gurney Refrigerators, the greatest ice saver made. A Refrigerator (not an ice box) for \$10 seems very reasonable, does it not.

One dollar and a half a month for ice is all it will cost you torun this little beauty.

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We cannot close without mentioning our Jewel Stoves. You can purchase one for \$10.50, which consumes very little fuel and bakes perfectly. Remember that we carry extra parts for all our Stoves, and can do all the work connected with the same.

We sell Refrigerators and Stoves on the installment plan, and will allow you a fair price for your old stove or refrigerator, regardless of the make.

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TEL. WHITE 241.

# Motion to Instruct Denied in Peck Case.

## KINNEY FINED FIFTY DOLLARS

Grand Jury Likely to Report Today-Defendants Will Appeal in Kapiolani Case.

ion of defendants in the case of Kao be submitted this morning.

The evidence of plaintiff in rebuttal was concluded shortly after noon, following which defendants moved that a verdict be directed in their favor. They sought to have the plaintiffs estopped from setting up the deed of Kahoopulpui to King Kalakaua on the ground that the same deed was declared to be roid in the case of Okul vs. J. A. Cummins, which was tried in April, 1892 pefore Judge Judd.

The court overruled the motion holding that the former judgment of the court had no effect upon the case at

The jury was then excused until this morning, at which time the case will

be argued and submitted. be taken by the defendants in the birds: event of an adverse finding by the jury, on the law points presented in yesterlay's argument. Until these questions are passed upon by the Supreme Court a continuance will be had in the other the points involved being similar.

KINNEY PAYS FOR DELAY morning and had disposed of a few preliminary matters, the Kapiolani case was called. It was then found that W. A. Kinney, counsel for the plaintiffs, was absent and his associate, J. L. absence. After waiting in vain for the attorney's appearance, Judge Gear took a recess of ten minutes. In the meantime diligent search had been instituted for Mr. Kinney, but without avail, Mr. Melvin Vaniman is now at the Volcano, where he hopes to get a photo which will do the subject justice. His wonderful photo of Honolulu, the largest direct photo ever made in the Islands, not to mention the smaller, but now had started for the Judiciary building shortly after nine a closek nearly

finishing. These photographs are results from his present trip, which ney appeared, still unaware of the search that had been made for him Judge Gear opened court for a second time, and asked for an explanation. Mr. Kinney stated that he had no intention of delaying the court, as he had expected his associate in the case to continue. He stated that he had been detained on other business and had no thought but what the trial was in progress, or of being disrespectful to the

Judge Gear imposed a fine of fifty dollars, saying that if it were a jurar have been compelled to inflict punishment, and attorneys should be no less prompt, as they knew how heavy the ourt business is. Mr. Kinney stated sufficient one and stood ready to pay the fine the court had imposed. THE STEIGMAN ESTATE.

In the matter of the Steigman estate wherein the father of the deceased had upon J. A. Magoon's accounting as adstated that they could make no legal mother of the deceased appeared before Judge Gear at different times, and created a scene in open court, by chargwith the administration. The report of the neck of the bottle. the master exonerated him, but the heirs are not satisfied with the accounts

The case of Murray vs. White occupied the noon session of the Circuit repairs to a brake belonging to defend-White put in a counterclaim. White was on the stand the greater part of the noon hour, and was both loud and forcible in his denunciation of the conduct of the plaintiff.

"This thing was fixed indelibly in my servatives whatsoever. It is delicious mind," said the witness when the plain- on fresh figs, peaches, baked apples, or iff attempted to shake his testimony by a severe cross examination. "Why every time I get hot. I think of it." "You mean that every time you

hought of it, you got hot," corrected the court. The case went over until GRAND JURY REPORT.

The Grand Jury is expected to bring in a report today. It has been actively engaged for over a month and will no doubt report a number of indictments. all the cases in which no true bills were found having already been reported to the court. The jury may make some sensational finding relative to various public places visited, and institutions investigated.

COURT NOTES. In the case of Enterprise Mill Co. vs.

Wallace et al. judgment was entered for plaintiff for \$276.48 with costs and interest. Judge Gear sustained the indings of Judge Dickey.

The case of A. J. Iopez vs. Manue Honreco was discontinued. The case of Henry Gehring and Chas. Butzke vs. W. M. Campbell et al., a suit for plumber's bill, was dismissed.

A remittitur has been filed in the matter of the estate of Alina, remanding the case to the Circuit Court for further proceedings. The appeal has been withdrawn in the

ase of H. R. Hitchcock vs. Lee Tong. A bond of \$3,000 has been filed by lecil Brown, administrator of the estate of Wm. Keating.

A petition has been filed asking the appointment of E. R. Hendry as administrator of the estate of Daniel Ray. His heirs are the widow and children, Mrs. P. B. Ray, Oakpark, Ill.; Arthur S. Ray, of Chicago; W. D. Ray, Detroit, Michigan; W. A. Ray, Grand Rapids, Michigan; Miss Lily J. Ray, Washington, D. C. The value of the Honolulu portion of the estate is given at \$750.

### KILL THE DANDRUFF GERM

Or Your Hair Will Fall Out Till You Become Bald.

Modern science has discovered that dandruff is caused by a germ that digs up the scalp in scales, as it burrows Judge Gear yesterday denied the mo- down to the roots of the hair, where it destroys the hair's vitality, causing falling hair, and, ultimately, baldness. piolani Estate vs. E. Peck & Co. to After Prof. Unna of Hamburg, Gertake the case from the jury, and it is many, discovered the dandruff germ, all efforts to find a remedy failed until the great laboratory discovery was made which resulted in Newbro's Herpicide. It alone of all other hair preparations kills the dandruff germ. Without dandruff, hair grows luxuriantly. "Destroy the cause, you remove the effect."

## **BISHOP MUSEUM** IS EXCEPTED

It May Import Animals and Birds Not of the Noxious Kind.

Collector of the Port E. R. Stackable has received the following letter from the Treasury Department regarding An appeal to the Supreme Court will the importation of wild animals and

> Treasury Department, Office of Secretary, Washington, October 8, 1901. The Collector of Customs, Honolulu,

Sir-Referring to the regulations of Kapiolani Estate cases, against W. R. this department, of July 28 (T. D. astle as trustee and L. A. Thurston, 22316) and August 24, 1900 (T. D., 22458), in regard to the importation and inspection of wild animals and birds under the act approved May 25, 1900, convened yesterday have to inform you that, pending the appointment of a special inspector for your district, the Secretary of Agriculture has issued a provisional permit expiring January 1, 1902, to Mr. W. F Brigham, director of the Bishop Museum, which you are hereby authorized Kaulukou, declined to continue in his to recognize, subject to the condition that, in the case of each importation by said museum, you shall satisfy yourself that the animals and birds so imported are not of the noxious variety within the meaning of the act. Re-O. L. SPAULDING. spectfully, Acting Secretary

> The Gazette is issued on Tuesdays and Fridays. Just the paper to send to your friends abroad. Saves letter



Indigestion and Dyspepsia have wrecked many lives. People who are weak and miserable should know that objection to the filing of the report, and health would return if the digestion were made normal. This is just the action against Mr. Magoon. This is condition Hostetter's Stomach Bitters the case wherein both the father and brings about. It cures CONSTIPA-BILIOUSNESS. NESS, LIVER AND KIDNEY TROU BLES, and produces sound sleep. It

> A Foe to Hostetter's Stomach Stomach Bitters Toubles

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